

the Magistrate Judge's Report is **ACCEPTED** (Doc. # 12), and the Petition for Writ of Habeas Corpus in this case is **DISMISSED** without prejudice and without issuance and service of process upon Respondent.

IT IS SO ORDERED.

s/ Terry L. Wooten

TERRY L. WOOTEN

UNITED STATES DISTRICT JUDGE

March 31, 2011
Florence, South Carolina